

MEMORIAL RESOLUTIONS

S.R. 46 - By Snelson: Memorial resolution for Robert Marion Minton.

S.R. 47 - By Snelson: Memorial resolution for Tom Neel.

S.R. 48 - By Snelson: Memorial resolution for Frederic Ernest Oheim.

S.R. 49 - By Farabee: Memorial resolution for Professor Emeritus Juanita Kinsey.

WELCOME AND CONGRATULATORY RESOLUTIONS

H.C.R. 9 - (Howard): Extending congratulations to Grayson County Judge Les Tribble on his retirement.

S.R. 39 - By Williams: Extending congratulations to all Veterans of Foreign Wars Auxiliary members and their National President, Mrs. Arlene McDermott.

S.R. 40 - By Clower: Extending welcome to Dr. Bob Day, Dr. William Pittman, and Dr. Kenneth Biles.

S.R. 41 - By Clower: Extending welcome to Mr. and Mrs. Ralph W. Zabel.

S.R. 42 - By Clower: Extending welcome to Mrs. Lois Tanner Green Page.

S.R. 43 - By Clower: Extending congratulations to Reverend and Mrs. W. O. Estes.

S.R. 44 - By Clower: Extending congratulations to Mr. and Mrs. Archie Rahauiser.

S.R. 45 - By Clower: Extending congratulations to Mitzi McKool and Richard George Datoe.

ADJOURNMENT

On motion of Senator Moore the Senate at 11:12 o'clock a.m. adjourned until 10:00 o'clock a.m. tomorrow.

NINTH DAY

(Thursday, January 25, 1979)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Andujar, Blake, Braecklein, Brooks, Clower, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Mauzy, McKnight,

Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Schwartz, Short, Snelson, Vale, Williams.

Absent-excused: Longoria, Meier, Traeger, Truan.

A quorum was announced present.

Chaplain Gerald Mann, University Baptist Church, Austin, offered the invocation as follows:

Our Father,
Although these prayers tend to be purely ceremonial, we pause again to ask
Your guidance for this day.
And, especially, we pray for Senator Truan and his family. Amen.

On motion of Senator Moore and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

LEAVES OF ABSENCE

Senator Truan was granted leave of absence for today on account of illness on motion of Senator Doggett.

Senator Longoria was granted leave of absence for today on account of important business on motion of Senator Short.

Senator Traeger was granted leave of absence for today on account of important business on motion of Senator Short.

Senator Meier was granted leave of absence for today on account of important business on motion of Senator Santiesteban.

RESOLUTIONS SIGNED

The President announced the signing in the presence of the Senate, after the caption had been read, the following enrolled resolutions:

H.C.R. 9

H.C.R. 14

H.C.R. 20

S.C.R. 9

REPORTS OF STANDING COMMITTEES

Senator Jones of Taylor submitted the following report for the Committee on Finance:

S.B. 83

C.S.S.B. 126 (Read first time)

Senator Snelson submitted the following report for the Committee on Intergovernmental Relations:

S.B. 123

S.B. 109

S.B. 67

Senator Schwartz submitted the following report for the Committee on Natural Resources:

S.B. 42

C.S.S.B. 64 (Read first time)

SENATE BILLS AND RESOLUTION ON FIRST READING

The following bills and resolution were introduced, read first time and referred to the Committee indicated:

S.B. 286 by Jones of Harris Natural Resources
Relating to the regulation, possession, and sale of live wild animals; providing penalties; amending Chapter 43, Parks and Wildlife Code, by adding Subchapter K; repealing Sections 71.003 and 71.014, Parks and Wildlife Code; and declaring an emergency.

S.B. 287 by Meier, Longoria, Jones of Harris, Jurisprudence
Santiesteban, Parker, Traeger, Ogg, Braecklein,
Harris, Moore, Howard, Creighton
Relating to the regulation of attorneys.

S.B. 288 by Mengden Natural Resources
Relating to charges and fees of certain water control and improvement districts and municipal utility districts.

S.B. 289 by Mauzy Education
Providing that boards of trustees consult with representatives of teachers and groups of auxiliary personnel employed in a school district under certain conditions; providing certain procedures to be followed in consultations between boards of trustees and representatives of teachers and groups of auxiliary personnel; providing for the selection of representatives of teachers and auxiliary personnel groups in certain consultations; providing the representatives selected by the teachers and auxiliary personnel groups with exclusive representation rights in certain instances; providing means for representation in consultations for boards of trustees, teachers and groups of auxiliary personnel; providing authorization for certain agreements; providing means for advisory assistance in consultations between certain boards of trustees and representatives of teachers and groups of auxiliary personnel; providing certain persons with the right to be heard by boards of trustees; authorizing boards of trustees to establish methods for effective communication with administrators; providing that this Act in no way diminish the powers of principals or superintendents as provided in Section 21.913 of the Texas Education Code; defining certain terms; repealing certain laws; and declaring an emergency.

S.B. 290 by Mauzy Education
Recognizing the educational and public service resources represented by the public television stations of Texas; declaring public policy regarding these stations; charging the Coordinating Board, Texas College and University System, with the appropriate development of public television in Texas; defining its special duties and powers for this purpose; adding Subchapter H to Chapter 51, Texas Education Code.

S.B. 291 by Farabee Jurisprudence
Amending the Medical Liability and Insurance Improvement Act enacted by the 65th Legislature, being p. 2054, Ch. 817, Sec. 21.02, relating to emergency care.

S.B. 292 by Farabee Jurisprudence
Amending the Medical Liability and Insurance Improvement Act enacted by the 65th Legislature, being Article 4590i, V.C.S., relating to the Medical Disclosure Panel.

S.B. 293 by Farabee Economic Development
Relating to regulation of the offer and sale of securities.

S.B. 294 by Doggett Intergovernmental Relations
Relating to creation of the County Court at Law Number 4 of Travis County.

S.B. 295 by Doggett Intergovernmental Relations
Relating to allowing certain cities to establish a separate retirement system for police department employees.

S.B. 296 by Parker Human Resources
Relating to the establishment of a housing program for families and individuals of low income and families of moderate income.

S.J.R. 29 by Parker Human Resources
Proposing a constitutional amendment authorizing the issuance of general obligation bonds to provide housing assistance for certain families and individuals.

MESSAGE FROM THE HOUSE

House Chamber
January 25, 1979

HONORABLE WILLIAM P. HOBBY
PRESIDENT OF THE SENATE

SIR: I AM DIRECTED BY THE HOUSE TO INFORM THE SENATE THAT
THE HOUSE HAS PASSED THE FOLLOWING:

S.B. 133 relating to supplemental appropriations to the First Court of Civil Appeals, the Fifth Court of Civil Appeals and the Fourteenth Court of Civil Appeals.

H.C.R. 31 memorializing Congress to instruct the secretary of agriculture to implement the 1977 farm program to the fullest extent.

H.C.R. 21 memorializing Congress and the President to take swift action against foreign students who destroy property and violate laws.

H.C.R. 33 commending Mickey Gilley on his promotion of Pasadena, Texas.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

SENATE CONCURRENT RESOLUTION 19

Senator Price offered the following resolution:

S.C.R. 19, Expressing appreciation to John "Duke" Wayne for the tremendous pleasure he has provided through his screen portrayals and extending sincere wishes for a speedy recuperation and an early return to film work.

The resolution was read.

On motion of Senator Price and by unanimous consent, the resolution was considered immediately and was adopted.

HOUSE CONCURRENT RESOLUTION 31

Senator Patman offered the following resolution:

H.C.R. 31, Memorializing Congress to instruct the Secretary of Agriculture to implement the 1977 farm program to the fullest extent.

The resolution was read.

On motion of Senator Patman and by unanimous consent, the resolution was considered immediately and was adopted.

RECORD OF VOTES

Senators Mauzy and Parker asked to be recorded as voting "Nay" on the adoption of the resolution.

CONSIDERATION OF NOMINATIONS

The President announced that the time had arrived for the Senate to consider the nominations to agencies, boards and commissions. (Notice of submission of these names having been given by Senator McKnight on yesterday.)

REPORT OF STANDING COMMITTEE

Senator McKnight submitted the following report for the Committee on Nominations:

TO THE SENATE OF THE SIXTY-SIXTH LEGISLATURE, REGULAR SESSION:

We, your Subcommittee on Nominations, to which were referred the attached appointments, have had same under consideration and beg to report them back to the Senate with the recommendation that they be confirmed.

To be a Member of the BOARD OF PARDONS AND PAROLES: Ruben M. Torres, Cameron County.

To be Members of the TEXAS COMMISSION ON THE ARTS AND HUMANITIES: Patrick E. Boyt, Liberty County; Walter Mathis, Bexar County.

To be a Member of the TEXAS TURNPIKE AUTHORITY: Russell H. Perry, Dallas County.

To be a Member of the TEXAS MOTOR VEHICLE COMMISSION: Bill J. Rogers, Midland County.

To be EXECUTIVE DIRECTOR OF THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS: Omar Harvey, Dallas County.

To be Members of the BOARD OF REGENTS, TEXAS STATE UNIVERSITY SYSTEM: Robert B. Baldwin III, Travis County; Bill Wright, Harris County; Philip Gary Warner, Harris County; Hollis W. Smith, Hays County.

To be a Member of the STATE BOARD OF CHIROPRACTIC EXAMINERS: Dr. Robert G. Cleere, Tom Green County.

To be BRANCH PILOTS FOR THE SABINE BAR, PASS AND TRIBUTARIES: Captain Dennis Everett Neef, Jefferson County; Captain Bobby O. Ratcliff, Jefferson County; Captain Donald L. Sinclair, Jefferson County.

To be a BRANCH PILOT FOR THE PORTS OF GALVESTON COUNTY: Captain James W. Coonrod, Galveston County.

To be DISTRICT JUDGE, 312th JUDICIAL DISTRICT: Robert S. Webb III, Harris County.

To be DISTRICT JUDGE, 191st JUDICIAL DISTRICT: Joan T. Winn, Dallas County.

To be DISTRICT JUDGE, 44th JUDICIAL DISTRICT: P. Oswin Chrisman, Dallas County.

To be a Member of the SAN JACINTO HISTORICAL ADVISORY BOARD: Frank E. Tritico, Harris County.

To be Members of the STATE BOARD OF VOCATIONAL NURSE EXAMINERS: Edward Adriance, Bexar County; Ms. Annie Mac Parker, Bell County; Ms. Doris G. Sinclair, Bexar County.

To be Members of the TEXAS COORDINATING COMMISSION FOR STATE HEALTH AND WELFARE SERVICES: G. E. Engelman, Tarrant County; Dr. Cecil G. Harold, Harris County; Dr. Per H. Langsjoen, Bell County.

To be a Member of the PRODUCE RECOVERY FUND BOARD: Curt Cargile, Uvalde County.

To be a Member of the GOVERNOR'S COMMITTEE ON AGING: W. L. "Pup" Kindle, Travis County.

To be Members of the TEXAS HISTORICAL COMMISSION: Barney Davis, Burleson County; George Christian, Travis County; Woodrow Glasscock, Jr., Medina County; Henry L. Van De Walle, Sr., Bexar County; Mrs. H. L. (Virginia) Long, Gregg County; Dr. Dan Willis, Tarrant County.

To be a Member of the TEXAS LIBRARY AND HISTORICAL COMMISSION: Lucian L. Morrison, Bexar County.

To be a Member of the BOARD OF DIRECTORS, LAVACA COUNTY FLOOD CONTROL DISTRICT NO. 3: Jerome I. Kocian, Lavaca County.

To be Members of the FLEET ADMIRAL CHESTER W. NIMITZ MEMORIAL NAVAL MUSEUM COMMISSION: Jacob W. Hershey, Harris County; Dr. Philip O'Bryan Montgomery, Jr., Dallas County; William Wareing, Gillespie County; Floyd Schneider, Bexar County.

To be Members of the ADVISORY COUNCIL FOR TECHNICAL-VOCATIONAL EDUCATION IN TEXAS: Gerald Brown, Travis County; Wayne Matthews, Uvalde County.

To be Members of the BOARD OF DIRECTORS, TEXAS EASTERN UNIVERSITY: Jeff Austin, Jr., Cherokee County; H. J. McKenzie, Smith County; C. Quentin Abernathy, Gregg-Upshur Counties.

To be DISTRICT JUDGE, 113TH JUDICIAL DISTRICT: John Ray Harrison, Harris County.

To be a Member of the BOARD OF REGENTS, UNIVERSITY OF HOUSTON: Benjamin N. Woodson, Harris County.

Senator McKnight moved confirmation of the nominees reported by the Subcommittee on Nominations.

The President asked if there were requests to sever nominees.

Senator McKnight requested that Curt Cargile, to be a Member of the Produce Recovery Fund Board, be severed.

Senator Mauzy requested that Russell H. Perry, to be a Member of the Texas Turnpike Authority, be severed.

The requests to sever were granted.

NOMINEES CONFIRMED

The nominees not severed and reported by the Subcommittee on Nominations were confirmed by the following vote: Yeas 27, Nays 0.

Absent-excused: Longoria, Meier, Traeger, Truan.

Senator McKnight moved confirmation of Russell H. Perry to be a Member of the Texas Turnpike Authority.

Mr. Perry was confirmed by the following vote: Yeas 23, Nays 3.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Farabee, Harris, Howard, Jones of Taylor, Kothmann, McKnight, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Schwartz, Short, Snelson, Vale, Williams.

Nays: Doggett, Jones of Harris, Mauzy.